1 0 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 CENTRAL DISTRICT OF CALIFORNIA 10 11 Edward C. Pellegrini, CV 11-6908 RSWL (JCGx) Trustee of Edward 12 Pellegrini Trust, Edward C. Pellegrini Revocable Trust, Pellegrini Family GS Trust; ORDER Re: Motion to 13 Withdraw as Counsel of Record for Defendants 14 Plaintiff, [39] v. 15 Grenville M. Gooder, Jr.; David N. Platt; Ascension 16 Asset Management, LLC; 17 Westway Development, LLC; and Does 1 through 100 18 Defendants. 19 20 On March 8, 2012, Defendants' Local Counsel John R. 21 Armstrong, Thomas D. Georgianna, and Horwitz, Cron & 22 Armstrong, LLP's ("Defendants' Local Counsel") Motion 23 to Withdraw as Counsel of Record for Defendants 24 Grenville M. Gooder, Jr., David N. Platt, Ascension 25 Asset Management, LLC, and Westway Development, LLC 26 ("Defendants") was scheduled for a hearing before this

Court [39]. Defendants' Local Counsel seeks leave of

the Court to withdraw from the present Action on the

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grounds that a dispute between Defendants' Local
Counsel and Defendants' pro hac vice counsel
Mavromihalis, Pardalis, and Nohavicka LLP ("pro hac
vice counsel") has arisen as to the role and
responsibilities of local counsel. As a preliminary
matter, the Court finds that a hearing is not necessary
for this Matter, and as such, the Court takes this
Motion under submission. As to the merits of this
Motion, the Court having reviewed all papers submitted
pertaining to this Motion, NOW FINDS AND RULES AS
FOLLOWS:

GRANTED. The Court finds that Defendants' Local
Counsel has shown good cause to merit withdrawal in the
present Action. Additionally, allowing Defendants'
Local Counsel to withdraw from this Action would not
cause undue delay in prosecution. Moreover,
Defendants' Local Counsel has given adequate notice to
pro hac vice counsel, and the Court finds that allowing
withdrawal at this time would not prejudice Defendant.
Therefore, the Court GRANTS Defendants' Local Counsel
Motion to Withdraw as Counsel for Defendants.
Accordingly, John R. Armstrong, Thomas D. Georgianna
and Horwitz, Cron & Armstrong, LLP shall no longer be
the attorney of record for Defendants effective the
date of the filing of this Order.

The Court finds, however, that granting of this

Motion will leave Defendants without local counsel in

violation of Local Rule 83-2.3.3. As such, this Court further orders pro hac vice counsel to retain new local counsel. Finally, Defendants' Local Counsel is HEREBY ordered to give notice to pro hac vice counsel and all Defendants of this Order. Pro hac vice Counsel's last known contact information is as follows: Address: Joseph D. Nohavicra Mavromihalis, Paradlis & Nohavicra 34-03 Broadway, Suite 200 Astoria, New York 1106 IT IS SO ORDERED. DATED: March 8, 2012 RONALD S.W. LEW HONORABLE RONALD S.W. LEW Senior, U.S. District Court Judge